IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1577 OF 2006

Sandip Bhisiram @ Vidyachal Kanojiya. ...Applicant
V/s.
State of Maharashtra. ...Respondent

Shri W.I. Shaikh for Applicant.
Ms.Rajeshree M. Gadhavi, APP for the State.

CORAM : V.M. KANADE, J.

DATED : MAY 3, 2006

P.C. :-

. This is an application for anticipatory bail filed by the applicant who was minor on the date of commission of the said offence.

2. It is alleged that the applicant had given a blow on the head of the complainant with a sword thereby committed an offence punishable under Section 307 of the IPC. Since the applicant was Juvenile on the date of the said offence was committed, the regular Court is not empowered to grant bail to the applicant.

3. Learned Counsel for the applicant submitted that since the complainant was assaulting his handicapped father in a fit of anger, the present applicant appears to have committed the said offence.

4. Be that as it may. In my view, this is not a

fit case for grant of anticipatory bail. The application for anticipatory bail is rejected.

5. The applicant may surrender before the Juvenile Court and apply for bail. The Juvenile Court may consider his application sympathetically taking into consideration his age and the circumstances under which the said offence has been committed. The application of the applicant may be decided within two weeks by the Juvenile Court. The applicant is given seven days time to surrender.

. The application is disposed of.

(V.M. Kanade, J.)